Previous references.

1903.

(Banking)

Later references.

File No. 23 of 03-04

Serial Nos. 1 — 3

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1 — 3

Part B. for

SUBJECT.

Claim of Messrs. Morgan & Sons for advances made to certain members of the Chikmagalur Agr'l. Bank.

Table of Contents.

Sl.1. Dj. ~~15~~ 8. 3-9-03. From Messrs. Morgan & Sons of Mangalore Forwarding copies of Correspondence with D.C. Kadur, relative to their claims on members of the Chikmagalur Agr'l. Bank in respect of advances made to them under Govt. Authority for the upkeep of their estates against the hypothecation of the crops thereof.

Sl.2. No. Camp E. dj. 30-8-03. From D.C. Kadur.
Forwarding copy of certain correspondence regarding the
R.739 amounts claimed by Messrs. Morgan & Sons of Mangalore as due by certain members of the Chickmagalur Agr'l. Bank.

Sl.3. G. R. S. 58 No. R. 1460 dj. 26-11-03. To Messrs. Morgan & Sons.
Stating that the D.C.'s view was quite correct in the matter, & informing that they are at liberty to enforce their claims against the debtors in any manner whatever.

No. 1463. dj. 26-11-03. To D.C. Kadur.
~~Requesting him to remark that he was not to have~~ countersigned any document for a sum

Mysore Govt Genl & Rev. Secretariat.

~~Office of the Dewan of Mysore.~~

File No. (if any)

Directions.

No., date and purport of receipts to be entered in red, and office note in black ink in order of dates.—To be written only on one side, and inside the line of margin.

Office Note.

Branch Revenue

Subject Letter No Camp E 30.8.03 from the Deputy Commissioner, Kadur District, submitting for information of Govt, Copy of the correspondence between himself and Messrs Morgan & Son of Mangalore, in regard to payment by Govt of advances taken from them, by some of the members of the Chikmagalur Agricultural Bank on the hypothecation of their coffee crop for 1902–03.

In accordance with the orders of Govt, (portion where of is enclosed for ready reference) the Bank permitted Rao C. Vasudeva Rao to raise a loan of Rs 3000 upon the hypothecation of the Coffee Crop for 1902–03. (Vide Bank Directors' Meeting Proceedings copy 28.9.02). The said permission is countersigned by the Dy Commissioner.

The Company, in their letter 13.8.03, states that their members noted in the margin are indebted to them to the extent of amounts shown against their names together with interest at 9% from 30th June last,

C. Srinivasa Rao Rs 534
P. Jagannatha Rao " 143
V. A. Shanna Rao " 2932-8-0
B. Ranga Rao " 1136-8-0
T. Raghavendrappa " 2357-0-0
G. Abdul Khadir " 580-0-0
Due 30th June 1903 Rs 7703/-

that advances were made to them on the authority of the Deputy Commissioner, that their demands on the defaulting members were not complied with and that Govt. who is reported to finance the requirements may be pleased to order the payment of all their claims. In reply, the Deputy Commissioner in his letter No 2446 dt 15.8.03, called upon them to furnish him with the authority on which the amount claimed had been advanced. The Company in their reply dt 18.8.03, referred the Deputy Commissioner to his letter No 3821 dt 13.9.02 to the Agricultural Bank authorising certain advances to some of the members and stated that the advances were made to the members noted above upon the certificate countersigned by the Deputy Commissioner, that Rao Sahib Jagannatha Rao was a defaulter in respect of the previous years advance also and that their claim might be settled. To this the deputy Commissioner in his letter No D. dt 30.8.03 stated, that the Deputy Commissioner's countersignature to the certificate referred to cannot be said to be an agreement binding on Govt. to pay any advance or unpaid portion of it, made by the Company and that he was unable to pay them out of the allotment sanctioned by Govt. for further advances to the Bank during the year 1903-04.

Submd. No. 4/9.

This may be recorded

Mr

Company should settle matters
with the members concerned -
without effecting Govt
to take any action
in the matter. The Govt
have their prior claim
on the property & the Bank
with the members do not-
act up to their agreements
with the Company, the
latter may put them
in Court -
subject to the fees

5/9/03

I do not understand what
"Countersignature" means "neces-
sary by Dr, Cr= Ask for
a copy of the certificate by
President & Countersigning
certificate exists for me, & if
then Dr Cr= gave such a Certi-
ficate 12/9/03

K.e.m
12/9/03

Submitted

Govt Order No R.5317-9 / RF 117-95 dated 24.5.02.
authorized the Deputy Commissioner to
permit loans being raised elsewhere by
the members on the security of their crop,
for working expenses for 1902-3
This permission seems to have been conveyed
by the Deputy Commissioner by means
of countersignature on the certificate granted
by the President, Agent and Directors
of the Bank as required by Govt Order
No 9326-7 / RF 117-95 of 20.5.01. The Deputy now
has furnished a copy of certificate granted by
the Bank to Mr C. Vasudeva Rao and Co
Countersigned by him.

as a last official Concession

~~Has ordered to be filed herewith~~
(Not necessary)

Submitted to Mr Hayes

26/9/03

There is nothing in the Counter
Signature to be twisted into a
guarantee; but the Dy Cr need
not have Countersigned such
Certificates without an express

5

order or of engagement for the purpose. The Dy Cab Sec may be recorded with the obs that his view is correct. (Draft put up)

28/9/03

29 SEP 1903

212

13287/03

29/9/1903

30/9/03

Revised draft as also Memo & Memo — This is necessary — Would you come & talk the Signature by the Com — This way perhaps necessary to give an early date to Com — & will also give you the Hand to Com you & will also is secretly for such Com — I should like reply original to be made some what clear

23.X.03

Dft.

28/.

References Obtained & Drafts for approval put up

19/11/03

To Secretary

The draft was delayed as ~~some previous~~ the Chikmagalur Agri-Bank file was wanted for reference & was obtained on the 18th Nov. It is submitted herewith

23/11/3

23/11/03

To the Dewan.

14207
-23.11.03.

Para 3 of G. O. No 9326-7 & 20.5.01.
R.F. 117-95

The members repeat their request for permission to raise a loan for this year's working charges on the security of their crops. Under the circumstances represented, Govt are pleased to comply with that request. To enable the Bank to have some control over loans applied for, raised and spent by each member, certain safeguards and checks have been proposed, one of which is that no application from any individual member should be acceded to unless it is supported by a certificate from President, Agent and Directors. This is approved and will receive the Deputy Commissioner's attention. x x x x x x x x.

G. O. No R 2197 & 22.11.01.
R.F. 117-95

x x x x. The permission granted by Govt to raise a loan on the hypothecation of the crop is an exceptional one, intended only to enable the planters concerned to find the wherewithal to meet working charges in these hard times, and Govt are surprised

P.T.O.

that it should have been applied for by so prominent a member of the Bank as Rai C. Ramdas a Rao, to enable him to pay the interest due on the loan obtained by him. The application is clearly inadmissible and must be refused.

G. O. No. R. 5317-9 & 24.5.02.
R.F. 117-95

× × × The Deputy Commissioner will be good enough to call upon the Bank to furnish him with the necessary particulars on the above points and if satisfied after careful enquiry that they are correct, that the monies borrowed have all been fully applied for the purpose intended and that the loans now proposed to be raised are required and will be wholly applied for the working expenses of 1902-03, which the members are not in a position to meet otherwise, he may, as a last and final concession not to be again repeated, permit loans being raised on the security of the crop on the same terms and conditions as those laid down in connection with the loans of 1901-02. × × ×

Serial No. 1.

MORGAN & SON.

Mangalore, September 3d 1903

To

Sir P. N. Krishna Murti. K.C.S.I.
Rs. 15/-
Dewan to His Highness The Maharajah of Mysore
Bangalore

Sir,

Agricultural Bank - Chickmaglur

We have the honor to forward copies of our correspondence with the Deputy Commissioner of Kadur relative to our claims as Members of the above Bank in respect to advances made to them under your government authority, for the upkeep of their Estate against the hypothecation of the crops thereof, and we must say we are much surprised to learn from the Deputy Commissioner that he is unable to comply with our request to arrange for the payment of the balances due to us as detailed in our letter of 13th ult (Enclosure A)

We made the advances on what we consider was competent authority on behalf of your Government, as contained in the Deputy Commissioner's Docket No 382 dated 13th Sept 1902, and on the assumption that the same, as subsequently confirmed on Dockets issued by the Bank and endorsed by the Deputy Commissioner, authorising particular amounts to be advanced to each member, was sufficient

security that your government would be responsible to us for any claims which might arise in respect to such advances. We cannot now believe that these orders passed by a competent Officer of your Government have no value, and we request you will be good enough to see us righted by ordering the payment of the balances due by us as detailed in Enclosure A with interest from 30th June last.

The parties to whom we granted the advances executed & registered agreements hypothecating their crops to us, and in those agreements they agreed not to hypothecate their future crops to any one else until all our claims under the agreements are fully paid up and discharged - We shall, of course have our remedy through the Courts by filing suits and attaching the coming crops in satisfaction of our claims, but we are much averse to taking such proceedings unless absolutely necessary.

We have the honor to be,
Sir,
Your most obedient Servants

Morgan & Co

Enclosures

Copy of our letter to Deputy Commr. dated 18. 8. 03 — A
— " — Deputy Commissioner's letter — " — 15. 8. 03 — B
— " — our letter to Deputy Commr — — 18. 8. 03 — C
— " — Dy Commissioner's letter — " — 30. 8. 03 — D
— " — " — Order — " — 11. 9. 02 — E

3

Mangalore 13th August 1903

A

The Deputy Commissioner
Kadur District
Chickmaglur

Sir

Agricultural Bank

We have the honor to inform you that the following members of the agricultural Bank owe us the amounts set against their respective names with subsequent interest at 9%. from June 30th last for balance due by them for advances we made them on the authority of the Deputy Commissioner against the Hypothecation of their crops.

Our demands on them for payment not having been complied with, and as we understand your Government is now financing their requirements, we request you will be pleased to order the payment of our claims with interest @ 9% from June 30th last. Our advances having been made under your Government authority, we naturally look to your Government to Satisfy our claims.

Balances due by

C. Srinivas Rao	Rs	554
P Jaganath Rao	,	143
V Annigiri Shama Rao		2932-8
B Ranga Rao		1136-8
T Raghavendrappa		2357-
G. Abdulkhadar		580
due 30th June 1903	Rs	7703

We have the honor to be
Sir
Your most obedt Servant
sd/ Morgan & Son

4

B

1903/04

From

M. Narain Rao Esqr
Deputy Commissioner
Kadur District

To

Messrs Morgan & Son
Mangalore

Dated 15th August 1903

General № 244.

Sirs,

With reference to your letter of the 13th instant regarding the advances you have made to certain members of the Chickmaglur Agricultural Bank, I have the honor to request that you will be good enough to quote the authority of the Government referred to.

I have the honor to be
Sirs,
Your most obedt. Servt
Sd/ M. Narain Rao
Deputy Commissioner
Kadur District.

5c

Mangalore 18th August 1903

C

The Deputy Commissioner
Kadur District
Chickmaglur

Sir,

In reply to your No 244 dated 15th inst we have the honor to inform you that our advances made to the members of the Agricultural Bank as advised in our letter of 13th inst were made on the authority of the Deputy Commissioner as contained on his No 382 dated 13th Septr 02 addressed to the Agricultural Bank and on subsequent dockets in terms of the enclosed order Countersigned by the Deputy Commissioner authorising certain advances to the different members. The advances made to Mr C Vasudu Rao were liquidated in full.

We hold Similar orders, Similarly countersigned authorising our advancing.

Mr C Srinivas Rao	Rs	3000
" A Shama Rao	"	2000
" B Runga Rao	"	1500
" T Raghavendrappa	"	3000
" G Abdulkhadar	"	1500

in respect to which our claims on these parties arise. That on Mr P Jaganath Rao arises for advances made in the previous year under Similar authority of the Deputy Commissioner passed in 1901 the records of which will doubtless be in your office.

Trusting these explanations will enable you to arrange for the early settlement of our claims.

We have the honor to be
Sir
Your most obedt servants
Sd/ Morgan & Son

6 D

Deputy Commissioners office
Kadur District
Camp Tarikere 30th August 1903

From

M Narain Rao Esqre
Deputy Commissioner
Kadur District

To

Messrs Morgan & Son
Mangalore

Gentlemen.

In reply to your letter of the 13th and 18th instant, I have the honor to inform you that the Deputy Commissioner's Counter Signature to the certificate granted by the President, Agent and Directors of the Agricultural Bank at Chikmaglur to a member of the Bank authorizing him to raise a loan on the crop of his Estate for the year 1902-03, can, under no circumstance, be construed in the light of an undertaking on the part of the Government of Mysore to discharge the advances or any unpaid portion thereof made by you to the member. I regret therefore that I am unable to comply with your request for payment of your claims against the defaulting members, out of the allotment sanctioned by Government for further advances to the Bank during the year 1903-04

I have the honor to be
Gentlemen.
Your most obedt. Servt
Sd/ M. Narain Rao
Deputy Commissioner

7 E

13ನೇ ಮನಗೂರು ಅಗ್ರಿಕಲ್ಚರಲ್ ಬ್ಯಾಂಕಿನಿಂದ
ಶಹೂರ ಡಿಸ್ಟ್ರಿಕ್ಟ್ ತಿಪ್ಪಿ ತಲಿಮನವೆ ನಮೆಸ್ಕಾರವರ ಲಾಭಕ್ಕಿಸಿಗೆ
ಬರದ ನಂಬರ್ 18 11.9.1902 ನೆಯುಳ್ಳ ಪ್ರೈವೆಟ್ ಜವಾಬ್

ನಂಬರ್ 882

ಮುಂದೆ 10 ದಿನಗಳ್ಳಿ ರಿವೆನ್ಯೂ ಸಂಬಂಧನವರೆ ನಮೆಸ್ಕಾರವರಲ್ಲಿ
ತಿಳಿಸಿಕೊಂಡಿ ದಯವು ಮಾಡಿಸುವದಾಗಿಯೂ ಲಾಸ್ಟ್ ರಿಪೋರ್ಟಿನಲ್ಲಿ
ನಿಮ್ಮ ಗ್ರಾಮವು ನಂಬರ್ ಸುಂದರ ಲಾಭಕ್ಕೆ ಬಿಸುವದಾಗಿ ಅವರಿಂದ ತಿಳಿದ
ತಿಳಿಸಿಗ ವೇಳೆ ಕಳಿಸಿರುತ್ತೆ. ಯಾವ ಕಾರ್ಯಕ್ಕಾಗಿ ಬಳಸಲಾಗುವ ಅದಕ್ಕೆ ತಕ್ಕ ನಿಮ್ಮ
ಮುಂಚೆ ತಿಳಿದು ಬರಬೇಕು. ಲಾಸ್ಟ್ ಬಾರಿಗೆ ಮಲ್ಲಿ ಮೊಳಕಾಲ್ಮೂರು
ಅವರನ್ನು ಸಂದಿಸಬಹುದು.

ಈ ಮುದ್ದಿನಾಲದಲ್ಲಿ ಹೊಸಬದಲಾಯಿಸಿದ ಬಾಸ್ಕೆಟ್ ಸಿಸ್ಟಮ್
ಲಾಸ್ಟ್ ಗೆ ಮಂಜಿ ಬೆಳಗಾವಿಯ ಮೊಳಾಲು ಹಾಲಿ ತಿರುವ ಧನುವಿನ
ಲಾಸ್ಟ್ ನವೆಲ್ಲಿ ತಿಂಡಿ ಸಿಗ್ಗೆ ಉತ್ತರವನ್ನು ಕಳಿಸಬಹುದು.

ಈ ಬಾಸ್ಕೆಟ್ ಲಾಸ್ಟ್ ಮೊಳಾಲು ಅದಕ್ಕೆ ತಿಂಡಿ
ಲಾಸ್ಟ್ ಕಳುಹಿಸಲು ಮುಂದಾಗಿ ತಿಳಿಸಿ ಬೇಕು

ದಿನಾಂಕ 13 - 9 - 1902.

"Sd" B. G. Krishna Iyengar
Deputy Commissioner
Kadur District.

True Copy.
(Sd). Vasudev Rao
Agent
Agricultural Bank
Chikmagalur.

2739

(General Serial No. 30.)

MYSORE GOVERNMENT
GENERAL & REVENUE SECRETARIAT
3 AUG 1903
1903/04

From The Deputy Commissioner
Kadur District

To The Secretary to Govt
Genl & Rev: Department

Serial No. 2.

Dated 30th August 1903.

Despatched

Received

Cash & General No. ——— } 190 .
No. ———

Enclosures Number. 2.

Forwarded for information copy of certain Correspondence regarding the amounts claimed by Messrs Morgan & Son of Mangalore & due by certain members of the Chikmagalur Agricultural Bank

X

9

Camp no $\frac{E}{2}$

Deputy Commissioner's Office
Kadur District
Camp Tarikere 30th August 1903.

From

M. Narain Rao Esqre
Deputy Commissioner
Kadur District

To

H. V. Nanjundayya Esq m.a. m.l.
Secretary to the Government of Mysore.
General and Revenue Departments

Sir,

I have the honor to forward herewith for the information of Government, copy of the Correspondence noted in the margin regarding a demand made by messrs morgan and son of mangalore, for the payment by Government of advances taken from them by some of the members of the Agricultural Bank, Chikmagalur, on the hypothecation of their Coffee Crop for 1902-03.

1 Letter from messrs morgan and son dated 13th August 1903
2 Letter to — Do — no 244, dated 15th August 1903.
3 Letter from — Do — dated 18th August 1903 (with enclosure)
4 Letter to — Do — Camp no dated 30th August 1903.

I have the honor to be
Sir,
Your most obedient servant
M. Narain Rao
Deputy Commissioner.

M.

10

Mangalore, 13th August 1903

To

The Deputy Commissioner
Kadur District
Chikmagalur.

Sir.

Agricultural Bank.

We have the honor to inform you that the following members of the Agricultural Bank owe us the amounts set against their respective names with subsequent interest at 9% from June 30th last for balances due by them for advances we made them on the authority of the Deputy Commissioner against the hypothecation of their Crops.

Our demands on them for payment not having been Complied with, and as we understand your Government is now financing their requirements, we request you will be pleased to order the payment of our claims with interest at 9% from June 30th last. Our advances having been made under your Government authority, we naturally look to your Government to satisfy our claims.

Balances due by

C. Srinivasa Rao Rs 534.

P Jagannatha Rao " 143.

V. Annigeri Shama Rao Rs 2932-8-0.

B. Ranga Rao . . . " 1136-8-0.

T. Raghavendrappa . . . " 2357-" -"

G. Abdul Khadir . . " 580-" -"

Due 30th June 1903 - Rs 7703-"

We have &c.

(Signed) Morgan and Son

No 244.

Deputy Commissioner's Office
Kadur District
Chikmagalur 15th August 1903.

From

M. Narain Rao Esq
Deputy Commissioner
Kadur District

To

Messrs Morgan and Son
Mangalore

Sirs,

With reference to your letter of the 13th instant regarding the advances you have made to certain members of the Chikmagalur Agricultural Bank, I have the honor to request that you will be good enough to quote the authority of the Government referred to.

I have &c

(Signed) M. Narain Rao
Deputy Commr

Manjalur, 18th August 1903

The Deputy Commissioner
Kadur District
Chikmagalur.

Sir,

In reply to your No 244 dated 15th instant, we have the honor to inform you that our advance made to the members of the Agricultural Bank as advised in our letter of the 13th instant, were made on the authority of the Deputy Commissioner as contained on his No 382 dated 13th Sept'r 02, addressed to the Agricultural Bank, and on subsequent dockets in terms of the enclosed order, Countersigned by the Deputy Commissioner, authorising certain advances to the different members. The advance, made to Mr. C. Vasudeva Rao were liquidated in full.

We hold similar orders, similarly Countersigned, authorising our advancing

Mr. C. Srinivasa Rao	Rs	3000
" A. Shama Rao	"	2000
" B. Ranga Rao	"	1500
" T. Raghavendrappa	"	3000
" G. Abdul Khader	"	1500

in respect to which our claims on these parties arise. That on Mr. P. Jagannatha Rao arises for

for advances made in the previous year under similar authority of the Deputy Commissioner passed in 1901, the records of which will doubtless be in your office.

Trusting these explanations will enable you to arrange for the early settlement of our claims

We have &c

(Signed). Morgan & Son

Deputy Commissioner's Office
Kadur District
Camp Tarikere 30th August 1903.

Camp No D.

From M. Narain Rao Esq
Deputy Commissioner
Kadur District

To. Messrs Morgan and Son,
Mangalore

Gentlemen,

In reply to your letters of the 13th and 18th instant, I have the honor to inform you that the Deputy Commissioner's Countersignature to the Certificate granted by the President, Agents and Directors of the Agricultural Bank at Chikmagalur to a member of the Bank authorizing him

him to raise a loan on the crop of his Estate for the year 1902-03, can, under no circumstance, be construed in the light of an undertaking on the part of the Government of Mysore to discharge the advances or any unpaid portion thereof made by you to the member. I regret therefore that I am unable to comply with your request for payment of your claims against the defaulting members, out of the allotment sanctioned by Government for further advances to the Bank during the year 1903-04.

I have te

(Signed). M. Narain Rao.

Deputy Commissioner

'Copies'

M Narain Rao

Deputy Commissioner

My

28-9-1902

(Signed) C. Vasudeva Rao
Agent.

(Signed) C. Veeratha Gowda
President.

Directors.

Countersigned

B. G. Krishnaiyar
Dy Com:
Kadur Dt.

'Copy'

Deputy Commissioner
Kadur District.

The Mysore Govt: Central Records **Office Draft.** (Letter.)

~~Mysore Dewan's Office~~,
Revenue Branch.

To
Messrs Morgan and Sons
Mangalore

Serial No. 3.

Date of passing the draft 26-11-03.
Date of despatch
26/11/03
R1460.

Regd. No.
File No. & date (if any)

(Seen by C.
1/12/03

No. of Encls.

Sirs,

In reply to your letter dated 3d Sept 1903 to the address of the Dewan, enclosing copy of correspce with the Dy. Commr, Kadur, regarding the advances made by you to some of the members of the Chikmagalur Agl Banks for working expenses, and requesting order for payment of the balances due by them with interest from 30th June last, I am desired to reply as follows-

The persons who had entered into transactions with the Agricultural Banks concerned sought permission to borrow elsewhere on the mortgage of their crops. This they had to do, as there was an understanding that they should not resort elsewhere for further debts after once borrowing from these banks which were financed by Govt.

The Orders of Govt allowed the Banks to give the permission as a concession to the individual debtors, and the DY Commissioners endorsing such permission was merely a certificate that Govt would not stand in the way of their seeking such help outside. The DY. Commissioner's Act, if it meant anything else was absolutely ultra vires; and, Govt cannot by any means admit such an evidently ~~pre~~ unsustainable ~~postorous~~ claim as you advance in this matter.

The Dy. Commissioner's Views was quite correct, and I am to inform you that you are at liberty to enforce your claims against the debtors in any manner you may be advised.

I have &c.

H...

23/11/03 Secy.

No. R-1463
D. 26/11/03.
To. Copy to Dy C= with reference to his letter No (Camp) 2 d 30.8.03.

Read 24.XI.03

and with observation that he need not have Countersigned any document for such a purpose.

H...
1/12/3

Repeated delays must have been avoided. There was another reminder from Capt Morgan.

J. Hare

comp'd 26/11